

**GOVERNMENT OF TELANGANA
ABSTRACT**

Backward Classes Welfare Department – Andhra Pradesh Reorganisation Act 2014 – Tentative allocation of State cadre employees working in Telangana State tentatively allocated to Andhra Pradesh State – Sri K.Aloke Kumar, Joint Director & Director (FAC), BC Welfare is kept Full Additional Charge to the post of Member Secretary, AP Commission for BCs - Orders – Issued.

BACKWARD CLASSES WELFARE (OP) DEPARTMENT

G.O.RT.No.212

Dated:22.07.2015

Read the following:-

- 1) Guidelines relating to Allocation of State Services Employees communicated in G.O.Ms.No.312, G.A. (SR) Dept., dated:30.10.2014.
- 2) From the Department of Personnel and Training, Ministry of Personnel, Public Grievances & Pensions, Government of India, New Delhi, F.No.27/13/2013-SRS
- 3) Notification No.21179/SR/A1/2014, General Administration (SR) Dept., Dated:01.06.2015
- 4) From the Secretary to Govt., (SR) (FAC), General Administration (SR) Department, Govt. of AP, Lr.No 21179-A/SR/A1/2014, Dated:17.06.2015.
- 5) Judgment of Hon'ble High Court in W.P No.1873 & 2882 of 2015, dt:01.05.2015

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ORDER:-

In the reference 4th read above, the Secretary to Government (SR), General Administration (SR) Department, Government of Andhra Pradesh has informed that in the reference 3rd above, Notification containing tentative allocation of employees in allocable State cadre categories in the O/o. Commissioner & Director, Backward classes Department was published and 14 days time given for filing representation by employees aggrieved by tentative allocation is over. The Government of India in their letter 2nd read above, directed the State Government of Andhra Pradesh & Telangana to issue orders relieving those employees against whom no objection has been raised, to that State as allocated in the tentative allocation list, pending issue of final allocation orders by Central Government.

2. As per AP Reorganisation Act, 2014, the AP Commission for BCs is included in Schedule X. Sri A.Krishna Mohan, Additional Director, BC Welfare is holding FAC to the post of Member Secretary, AP Commission for BCs, Hyderabad has been allotted to Andhra Pradesh State.

3. In the reference 5th read above, the Hon'ble High Court in W.P No.1873 & 2882 of 2015, dt:01.05.2015 has passed its judgement involving the AP State Council of Higher Education and the State of Telangana on the functioning of Schedule X Institutions in para 38 on page 17 as follows:

"On a fair reading of Section 5 of Act, 2014, as correctly contended by the learned Á.G. for the State of Telangana, the State of Andhra Pradesh is a mere user of the city of Hyderabad for a maximum period of ten years. It has no proprietary right, title and interest in this city and none of the assets which belong to the erstwhile State of Andhra Pradesh except in accordance with Act, 2014. Similarly, any institutions mentioned in the tenth schedule, situated in the territory of bifurcated State of Andhra Pradesh will stand allocated to that State and the State of Telangana cannot have any claim over the said property. For example, Sri Padmavathi Mahila University, Tirupati, which is situated in Tirupati, at Sl.No.57 of the tenth schedule, will stand allocated exclusively to the State of Andhra Pradesh. However, despite this legal status of the institutions mentioned in the tenth schedule, they will

(p.t.o)

continue to serve the people of the other State within which it is not located, which will not be less favourable to such people than what were being provided to them before the appointed day, for such period and upon such terms and conditions as may be agreed upon between the two State Governments within one year from the date of the appointed day.”

4. In view of the AP Reorganisation Act, 2014 and judgement of Hon’ble High Court in the reference 5th read above, Sri K.Aloke Kumar, Joint Director & Director (FAC), BC Welfare is kept Full Additional Charge to the post of Member Secretary, duly relieving Sri A.Krishna Mohan, Additional Director, BC Welfare, State of Andhra Pradesh from the FAC post of Member Secretary, A.P. Commission for BCs, Hyderabad, until further orders.

5. The Director (FAC), BC Welfare, Telangana, Hyderabad shall take necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)

DR. T.RADHA
PRINCIPAL SECRETARY TO GOVERNMENT

To
the individuals concerned (through the Director (FAC), BC Welfare,
Telangana, Hyderabad)

The Director (FAC), BC Welfare, Telangana State, Hyderabad.

Copy to:

PS to Chief Secretary to Government, Telangana.

PS to Chief Secretary to Government, Andhra Pradesh.

PS to Secretary to Govt. GA(SR) Dept, Telangana.

PS to Secretary to Govt. GA(SR) Dept, Andhra Pradesh.

PS to Prl. Secy. to Govt. BCWD

OSD to M(BCW)

The Law (D) Dept., TS Secretariat.

The Secretary, TSBCWREIS, Hyderabad.

The Director, TS Study Circle for BCs, Hyderabad.

The Member Secretary, AP Commission for BCs, Hyderabad.

All the DDs/DBCWOs in the State of Telangana.

All the Executive Directors, DBCSCs in the State of Telangana.

All the Directors for BC Study Circles except RR Dist.

//FORWARDED : BY ORDER//

SECTION OFFICER